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DATE: September 30, 2005

TO: Mail Box: AF
Examiner Patel Group Art Unit: 2154

COMPANY: United States Patent and Trademark Office

FACSIMILE NO: 571-273-8300

FROM: John Biggers, Reg. No. 44,537

RE: Notice of Appeal to Final OA
dated June 30, 2005; Title:
"Broadcast User Controls for
Streaming Digital Content
Under Remote Direction" Atty. Docket No.:
AUS920010582US1 (047)

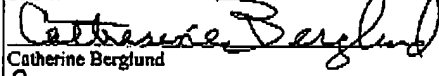
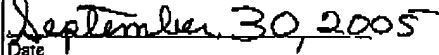
SERIAL NO.: 09/881,917

NUMBER OF PAGES: (Including Cover) 4

COMMENTS: Please see attached.

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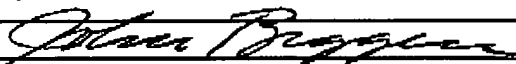
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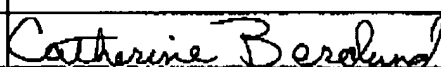
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|--|----------------------|------------------------|-----------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 09/081,917 | |
| | Filing Date | 06/14/2001 | |
| | First Named Inventor | William K. Bodin | |
| | Art Unit | 2154 | |
| | Examiner Name | Patel, Haresh N. | |
| Total Number of Pages In This Submission | 4 | Attorney Docket Number | AUS920010582US1 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Transmittal Sheet; Notice of Appeal PTO/SB/31 (2 Originals). |
| Remarks The Commissioner is authorized to charge or credit Deposit Account No. 09-0447. | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
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| Firm or Individual name | John Biggers Reg. No. 44,537 |
| Signature |  |
| Date | September 30, 2005 |

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| Typed or printed name | Catherine Berglund | |
| Signature |  | Date September 30, 2005 |

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| Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) <u>\$500.00</u> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ <input type="checkbox"/> A check in the amount of the fee is enclosed. 10/03/2005 TL0111 00000042 090447 09881917 <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. 01 FC:1401 500.00 DA <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>09-0447</u> . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. | | | |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | |
| I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>44,537</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. | |  Signature <u>John Biggers</u> Typed or printed name <u>(512) 472-9881</u> Telephone number <u>September 30, 2005</u> Date | |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. | | | |
| <input checked="" type="checkbox"/> *Total of <u>2</u> forms are submitted. | | | |

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